

From: [McCarter, Jennifer](#)
To: [Jacobson, Linda](#); [Figur, Charles \(he/him\)](#)
Cc: [Kilty, Quinn V](#); [Bloomberg, Jon H](#)
Subject: RE: clarification of closure dates for Ash Disposal Landfill cells
Date: Friday, April 15, 2022 12:43:35 PM

Thank you both. Chuck are you available in Linda's Tuesday afternoon window, say 4 pm?

Jennifer McCarter, R.E.M.

Xcel Energy

Environmental Analyst

Environmental Services Department

1800 Larimer St., Suite 1300, Denver, CO 80202-1414

P: 303-294-2228 C: 720-810-1220 F: 303-294-2328

E: jennifer.mccarter@xcelenergy.com

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I am working remotely. Please contact me through email or cell (720) 810-1220

From: Jacobson, Linda <Jacobson.Linda@epa.gov>
Sent: Friday, April 15, 2022 12:29 PM
To: Figur, Charles (he/him) <Figur.Charles@epa.gov>; McCarter, Jennifer <jennifer.mccarter@xcelenergy.com>
Cc: Kilty, Quinn V <quinn.v.kilty@xcelenergy.com>; Bloomberg, Jon H <Jon.H.Bloomberg@xcelenergy.com>
Subject: RE: clarification of closure dates for Ash Disposal Landfill cells

EXTERNAL - STOP & THINK before opening links and attachments.

My only available window of time on Monday and Tuesday is Tuesday afternoon from 3 to 5 pm. Also, most of my day next Friday is open. Thank you.

From: Figur, Charles (he/him) <Figur.Charles@epa.gov>
Sent: Friday, April 15, 2022 12:27 PM
To: Jacobson, Linda <Jacobson.Linda@epa.gov>; McCarter, Jennifer <jennifer.mccarter@xcelenergy.com>
Cc: Kilty, Quinn V <quinn.v.kilty@xcelenergy.com>; Bloomberg, Jon H <Jon.H.Bloomberg@xcelenergy.com>
Subject: RE: clarification of closure dates for Ash Disposal Landfill cells

Good afternoon all

It's important to the Region and to EPA HQ that we find a path forward on the landfill piece soon, especially since it's one of the only two remaining items under negotiation (plus final review by Xcel of draft updated agreement language).

If there's any chance this could be scheduled on Monday or Tuesday I have a good deal of flexibility both days.

Thanks.

Chuck

Charles L. Figur

Senior Assistant Regional Counsel
Audit Policy Co-coordinator for Region 8
Legal Enforcement Branch (8ORC-R)
U. S. Environmental Protection Agency Region 8
1595 Wynkoop Street, Denver, CO 80202-1129
(303) 312-6915; Figur.Charles@epa.gov
Pronouns: he, him, his

ECN: 510.0003.2021_XcelComanche

From: Jacobson, Linda <Jacobson.Linda@epa.gov>
Sent: Friday, April 15, 2022 12:16 PM
To: McCarter, Jennifer <jennifer.mccarter@xcelenergy.com>
Cc: Kilty, Quinn V <quinn.v.kilty@xcelenergy.com>; Figur, Charles (he/him) <Figur.Charles@epa.gov>; Bloomberg, Jon H <Jon.H.Bloomberg@xcelenergy.com>
Subject: RE: clarification of closure dates for Ash Disposal Landfill cells

Hi, Jennifer,

I am free next Wednesday from 3 to 5 pm and Thursday morning from 8:30 to 11:30 am. I would have suggested Chuck be on the call; but, he does not appear to be available on either Wednesday or Thursday. Since a portion of the scheduled closure work will be included in our consent agreement, we will be needing projected closure dates for at least Cells 1 and 2.

Thank you.

Linda

From: McCarter, Jennifer <jennifer.mccarter@xcelenergy.com>
Sent: Friday, April 15, 2022 12:08 PM
To: Jacobson, Linda <Jacobson.Linda@epa.gov>
Cc: Kilty, Quinn V <quinn.v.kilty@xcelenergy.com>; Figur, Charles (he/him) <Figur.Charles@epa.gov>; Bloomberg, Jon H <Jon.H.Bloomberg@xcelenergy.com>
Subject: RE: clarification of closure dates for Ash Disposal Landfill cells

Hi Linda, would you have time for a call next week to discuss this; perhaps Wednesday afternoon or Thursday? There are a number of technical and operational considerations that will affect the timing of closure, and I have been working with HDR to evaluate these and determine updated anticipated closure dates for all cells so we can then update the plans. Some elements are still a bit in flux and I don't think we'll have the exact dates/years resolved in the immediate term, but can work towards developing a schedule in the near term for completion of the evaluation and updating the plans, if this would be an acceptable path forward. If you

have availability, I can send an invite. Thank you.

Jennifer McCarter, R.E.M.

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I am working remotely. Please contact me through email or cell (720) 810-1220

From: Jacobson, Linda <Jacobson.Linda@epa.gov>

Sent: Wednesday, April 13, 2022 9:17 AM

To: McCarter, Jennifer <jennifer.mccarter@xcelenergy.com>

Cc: Kilty, Quinn V <quinn.v.kilty@xcelenergy.com>; Figur, Charles (he/him)

<Figur.Charles@epa.gov>; Bloomberg, Jon H <Jon.H.Bloomberg@xcelenergy.com>

Subject: RE: clarification of closure dates for Ash Disposal Landfill cells

EXTERNAL - STOP & THINK before opening links and attachments.

Good morning, Jennifer,

I was checking back to get the status of your updates to the landfill closure and post-closure plans. It may have been communicated to you that we are particularly interested in the planned closure dates for Cells 1 and 2. Clarification of the ash placement practices and temporary and permanent capping or closure of the cells would be of value.

Thanks.

Linda Jacobson

From: McCarter, Jennifer <jennifer.mccarter@xcelenergy.com>

Sent: Thursday, March 10, 2022 4:21 PM

To: Jacobson, Linda <Jacobson.Linda@epa.gov>

Cc: Kilty, Quinn V <quinn.v.kilty@xcelenergy.com>; Figur, Charles (he/him)

<Figur.Charles@epa.gov>; Bloomberg, Jon H <Jon.H.Bloomberg@xcelenergy.com>

Subject: RE: clarification of closure dates for Ash Disposal Landfill cells

Hi Linda, I apologize for the delayed response; I meant to email you last week and realized that I had not done so. We are in the process of updating the Comanche landfill capacity fill rate to reflect reduced ash production over the last few years and the planned retirements of Units 1 and 2. With that information, we will be able to update the closure dates in the respective plans. I will update you when I have that information.

Sincerely,

Jennifer McCarter, R.E.M.

Xcel Energy

Environmental Analyst

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I am working remotely. Please contact me through email or cell (720) 810-1220

From: Jacobson, Linda <Jacobson.Linda@epa.gov>

Sent: Wednesday, March 2, 2022 9:33 AM

To: McCarter, Jennifer <jennifer.mccarter@xcelenergy.com>

Cc: Kilty, Quinn V <quinn.v.kilty@xcelenergy.com>; Figur, Charles (he/him)

<Figur.Charles@epa.gov>; Bloomberg, Jon H <Jon.H.Bloomberg@xcelenergy.com>

Subject: clarification of closure dates for Ash Disposal Landfill cells

EXTERNAL - STOP & THINK before opening links and attachments.

Hi, Jennifer,

I wanted to clarify something from yesterday's call. I had given Chuck information regarding the closure timeframes based on the schedules listed in the closure and post closure plans. Please see the attached. It appears that Cell 1 was to finish closure in 2019 and Cell 2 in 2024. I also saw a notification regarding Cell 1 that granted an additional two years to close, which is also attached, that indicates Cell 1 will begin receiving CCR wastes again by November 2023.

Would you mind clarifying when the actual closure dates are for Cells 1, 2, and 3? Do these plans need to be modified to reflect current and planned CCR management procedures? Thank you.

Linda Jacobson